

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AMELIA ROSKIN-FRAZEE,

Plaintiff,

v.

COLUMBIA UNIVERSITY,

Defendant.

Case No. 1:17-cv-02032

**NOTICE OF SETTLEMENT ON APPEAL  
AND JOINT MOTION FOR INDICATIVE RULING  
TO EFFECT TERMS OF SETTLEMENT**

The parties hereby provide notice of their settlement of the appeal of this action, which includes a joint request to take certain action necessary to effectuate the settlement. Accordingly, pursuant to Rule 62.1 of the Federal Rules of Civil Procedure, the parties jointly request an indicative ruling that the Court will, upon remand from the United States Court of Appeals for the Second Circuit, proceed with such requested action.

In a mediation conducted by the Court of Appeals on July 11, 2018, the parties reached a settlement agreement, the terms of which require an application to this Court. Specifically, one of the terms of settlement is that the parties submit this joint motion to seek an indicative ruling from the Court regarding a single question: whether, at the parties' joint request, it would agree to amend its February 21, 2018 Memorandum Decision and Order to provide that Defendant's motion to dismiss is granted *without prejudice and with leave to replead*, while also

preserving without limitation Defendant's right to seek dismissal of any subsequently-filed amended complaint.

Therefore, the parties respectfully request that the Court enter the attached proposed Order indicating that it will accept a limited remand from the Court of Appeals and proceed to amend the February 21, 2018 Memorandum Decision and Order as just described above.

Dated: July 16, 2018  
New York, New York



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